

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION
CORPORATION,

Plaintiff-Applicant,

v.

BERNARD L. MADOFF INVESTMENT
SECURITIES LLC,

Defendant.

Adv. Pro. No. 08-01789 (SMB)

SIPA LIQUIDATION

(Substantively Consolidated)

In re:

BERNARD L. MADOFF,

Debtor.

IRVING H. PICARD, Trustee for the Liquidation
of Bernard L. Madoff Investment Securities LLC,

Plaintiff,

v.

JOHN GREENBERGER MACCABEE AND
SHERRY MORSE MACCABEE LIVING TRUST,
JOHN GREENBERGER MACCABEE,
Individually and as Trustee of the John
Greenberger Maccabee and Sherry Morse
Maccabee Living Trust, and SHERRY MORSE
MACCABEE, Individually and as Trustee of the
John Greenberger Maccabee and Sherry Morse
Maccabee Living Trust,

Defendants.

Adv. Pro. No. 10-05407 (SMB)

**STIPULATION AND ORDER EXTENDING TIME TO AMEND COMPLAINT
AND TO RESPOND TO MOTION TO DISMISS**

WHEREAS, on December 10, 2010, Irving H. Picard, as trustee ("Trustee") for the
liquidation of the business of Bernard L. Madoff Investment Securities LLC ("BLMIS") under

the Securities Investor Protection Act, 15 U.S.C. §§ 78aaa *et seq.* and the substantively consolidated estate of Bernard L. Madoff individually, commenced the above-captioned adversary proceeding (the “Adversary Proceeding”); and

WHEREAS, on April 17, 2014, Defendants filed a motion to dismiss the Adversary Proceeding (the “Motion to Dismiss”), which is pending before this Court;

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned herein, as follows:

1. The Trustee’s time to file an opposition to the Motion to Dismiss is extended to May 15, 2014.
2. The Trustee’s time to amend the complaint pursuant to Federal Rule of Bankruptcy Procedure 7015 and Federal Rule of Civil Procedure 15(a)(1)(B) is extended up to and including May 22, 2014.
3. Nothing in this stipulation is a waiver of the parties’ right to stipulate to further extensions. Nor is anything in this stipulation a waiver of any party’s right to request from the presiding Court a further extension, or of any other party’s right to object to any such request.

Dated: New York, New York
May 1, 2014

BAKER & HOSTETLER LLP

By: /s/ Donna A. Tobin
45 Rockefeller Plaza
New York, New York 10111
Telephone: 212.589.4200
Facsimile: 212.589.4201
David J. Sheehan
Email: dsheehan@bakerlaw.com
Keith R. Murphy
Email: kmurphy@bakerlaw.com

BERNFELD, DEMATTEO & BERNFELD, LLP

By: /s/ Jeffrey Bernfeld
600 Third Avenue, 15th Floor
Telephone: 212.661.1661
David B. Bernfeld
Email: dbblaw@hotmail.com
Jeffrey Bernfeld
Email: jeffreybernfeld@bernfeld-dematteo.com

Attorneys for Defendants John Greenberger

Donna A. Tobin
Email: dtobin@bakerlaw.com
Kimberly M. Maynard
Email: kmaynard@bakerlaw.com

*Maccabee and Sherry Morse Maccabee Living
Trust, John Greenberger Maccabee, and Sherry
Morse Maccabee*

*Attorneys for Plaintiff Irving H. Picard,
Trustee for the Substantively Consolidated
SIPA Liquidation of Bernard L. Madoff
Investment Securities LLC and the Estate
of Bernard L. Madoff*

SO ORDERED:

Dated: May 1st, 2014
New York, New York

/s/ STUART M. BERNSTEIN
HONORABLE STUART M. BERNSTEIN
UNITED STATES BANKRUPTCY JUDGE